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7 **UNITED STATES DISTRICT COURT FOR THE**
8 **WESTERN DISTRICT OF WASHINGTON**
9 **AT SEATTLE**

10 **UNITED STATES OF AMERICA,**

No. CR17-300-RSL

11 Plaintiff,

[PROPOSED]

12 v.
13 **ROMAN MYKHAYLENKO,**

ORDER OF FORFEITURE

14 Defendant.

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17 THIS MATTER comes before the Court on the United States' Motion for Entry of an
18 Order of Forfeiture ("Motion") seeking to forfeit, to the United States, the Defendant
19 Roman Mykhaylenko's interest in the following property:

20 A sum of money, in the amount of \$9,050, representing the proceeds he
21 obtained as a result of his Distribution of Heroin, in violation of 21 U.S.C.
22 § 841(a)(1) and 841(b)(1)(C).

23 The Court, having reviewed the United States' Motion, as well as the other papers
24 and pleadings filed in this matter, hereby FINDS entry of an Order of Forfeiture is
25 appropriate because:

26 • The above-identified sum of money reflects proceeds of the Distribution of
27 Heroin, which are forfeitable pursuant to 21 U.S.C. § 853;

- In the plea agreement he entered on March 29, 2018, the Defendant agreed to forfeit the identified sum of money pursuant to 21 U.S.C. § 853 (Dkt. No. 36, ¶ 14); and,
- Fed. R. Crim. P. 32.2(c)(1) provides “no ancillary proceeding is required to the extent that the forfeiture consists of a money judgment.”

NOW THEREFORE, THE COURT ORDERS:

1) Pursuant to 21 U.S.C. § 853 and his plea agreement, the Defendant's interest in the identified sum of money is fully and finally forfeited, in its entirety, to the United States,* .

2) No right, title, or interest in the identified sum of money exists in any party other than the United States;

3) Pursuant to Fed. R. Crim. P. 32.2(b)(4)(A)-(B), this Order will become final as to the Defendant at the time he is sentenced, will be made part of the sentence, and will be included in the judgment;

4) Pursuant to Fed. R. Crim. P. 32.2(e), in order to satisfy this sum of money, in whole or in part, the United States may move to amend this Order, at any time, to substitute property having a value not to exceed the amount of this sum of money; and,

5) This Court will retain jurisdiction in this case for the purpose of enforcing and amending this Order, as necessary.

IT IS SO ORDERED.

DATED this 18th day of June, 2018.

Robert S. Lasnik
THE HON. ROBERT S. LASNIK
UNITED STATES DISTRICT JUDGE

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2 Presented by:
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